

Liza M. Walsh
Tricia B. O'Reilly
Katelyn O'Reilly
CONNELL FOLEY LLP
85 Livingston Avenue
Roseland, New Jersey 07068
(973) 535-0500

Michael B. Ray
Mark Fox Evens
Byron L. Pickard
Nirav N. Desai
STERNE, KESSLER, GOLDSTEIN, & FOX P.L.L.C.
1100 New York Avenue, NW
Washington, D.C. 20005
(202) 371-2600

*Attorneys for Plaintiff
Power Survey, LLC*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

POWER SURVEY, LLC,

Plaintiff,

v.

PREMIER UTILITY SERVICES, LLC,
AND L-3 COMMUNICATIONS HOLDINGS,
INC. D/B/A/ NARDA SAFETY TEST
SOLUTIONS

Defendants.

Civil Action No. 2:13-cv-05670-FSH-MAH

**NOTICE OF MOTION
TO DISMISS**

Electronically Filed

PLEASE TAKE NOTICE that on March 17, 2014, or as soon thereafter as counsel may be heard, the undersigned, attorneys for Plaintiff Power Survey, LLC ("Power Survey"), shall move before the Honorable Faith S. Hochberg, U.S.D.J., at the United States District Court for the District of New Jersey, Martin Luther King Jr. Federal Building and United States Courthouse, 50 Walnut Street, Newark, New Jersey, for the entry of an Order pursuant to Rule

12(b)(6) of the Federal Rules of Civil Procedure dismissing Defendant L-3 Communications Holdings, Inc. d/b/a Narda Safety Test Solutions' Counterclaims with prejudice.

PLEASE TAKE FURTHER NOTICE that, in support of this motion, Power Survey will rely upon the Memorandum of Law in support thereof, the Declaration of Byron Pickard with exhibits annexed thereto, as well as any additional submissions made hereafter.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is also submitted.

CONNELL FOLEY LLP

Attorneys for Plaintiff

Power Survey, LLC

Dated: February 27, 2014

By: s/Liza M. Walsh
Liza M. Walsh
Tricia B. O'Reilly
Katelyn O'Reilly
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